

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

BARBARA A. McINTYRE,)
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PLAINTIFF)
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)
v.) **CIVIL No. 1:14-cv-83-DBH**
)
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)
AFFILIATED LABORATORY, INC.,)
ET AL.,)
)
)
DEFENDANTS)

ORDER ON DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

The defendants' motion for summary judgment is **DENIED**. Upon review of the summary judgment record, I conclude that there is a genuine issue of material fact on whether the plaintiff was, had a record of, or was regarded as, disabled (Count I); and whether there was a causal relationship between her use of FMLA leave and her employment termination (Count II).

So ORDERED.

DATED THIS 1ST DAY OF OCTOBER, 2015

/S/D. BROCK HORNBY

D. BROCK HORNBY

UNITED STATES DISTRICT JUDGE